IAPA Rec'd ECT/PTO 2 2 DEC 2005

FORM PTO-1390 (Modified) U.S. PATENT AND TRADEMARK OFFICE; U.S. DEPARTMENT OF COMMERCE (REV. 7-2005)

## TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/FO/US)

ATTORNEY'S DOCKET NUMBER

56568/K163

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

| DESIGNATED/ELECTED OF FICE (DO/E0/00)                 |             |   |  |  |  |  |  |  |
|---|-------------|---|--|--|--|--|--|--|
| CONCERNING A SUBMISSION UNDER 35 U.S.C. 371 10/562368 |             |   |  |  |  |  |  |  |
| NTE   |             | IONAL APPLICATION NO.<br>CT/EP2004/007215   | INTERNATIONAL FILING DATE<br>02 July 2004 (02.07.2004) | PRIORITY DATE CLAIMED<br>03 July 2003 (03.07.2003) |  |  |  |  |
|   |             | NVENTION  |  | ,  |  |  |  |  |
| MUL   | TILA        | YER FILM  |  |  |  |  |  |  |
|   |             |   |  |  |  |  |  |  |
|   |             | T(S) FOR DO/EO/US   | Diabia   |  |  |  |  |  |
| viaui   | ice L       | oretti, Raoul Chattot and Savka   | Djokie   |  |  |  |  |  |
| Annlic  | ant h       | erewith submits to the United State   | s Designated/Elected Office (DO/EO/US) the fo          | allowing items and other information:              |  |  |  |  |
|   | _           |   |  |  |  |  |  |  |
| 1.  | □<br>⊠      |   | ms concerning a submission under 35 U.S.C. 3           |  |  |  |  |  |
| 2.  |             |   | ENT submission of items concerning a submiss           |  |  |  |  |  |
| 3   |             | This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (24) indicated below. |  |  |  |  |  |  |
| 4.  |             | The US has been elected (Article  | 31).   |  |  |  |  |  |
| 5. `  | $\boxtimes$ | A copy of the International Applica   | ation as filed (35 U.S.C. 371 (c)(2))                  |  |  |  |  |  |
|   |             | a.  is attached hereto (requi   | red only if not communicated by the Internation        | nal Bureau).                                       |  |  |  |  |
|   |             | b. 🛮 has been communicated  | by the International Bureau.                           |  |  |  |  |  |
|   |             | c. is not required, as the ap   | oplication was filed in the United States Receivi      | ng Office (RO/US).                                 |  |  |  |  |
| 6.  |             | An English language translation o   | f the International Application as filed (35 U.S.C     | C. 371(c)(2)).                                     |  |  |  |  |
|   |             | a.  is attached hereto.   |  | <b>;</b>   |  |  |  |  |
|   |             | b.  has been previously sub   | mitted under 35 U.S.C. 154(d)(4).                      |  |  |  |  |  |
| 7.  | $\boxtimes$ | Amendments to the claims of the   | International Application under PCT Article 19 (       | (35 U.S.C. 371 (c)(3))                             |  |  |  |  |
| •.  |             | a.   are attached hereto (req   | uired only if not communicated by the Internation      | onal Bureau).                                      |  |  |  |  |
|   |             | b. 🛮 have been communicated by the International Bureau.  |  |  |  |  |  |  |
|   |             | c.  have not been made; ho  | wever, the time limit for making such amendme          | ents has NOT expired.                              |  |  |  |  |
|   |             | d.  have not been made and  | d will not be made.                                    |  |  |  |  |  |
| 8.  |             | An English language translation of  | f the amendments to the claims under PCT Arti          | icle 19 (35 U.S.C. 371(c)(3)).                     |  |  |  |  |
| 9.  | $\boxtimes$ | An oath or declaration of the inver   |  |  |  |  |  |  |
| 10.   |             | An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).                   |  |  |  |  |  |  |
| 11.   | $\boxtimes$ | A copy of the International Preliminary Examination Report (PCT/IPEA/409).  |  |  |  |  |  |  |
| 12.   | $\boxtimes$ | A copy of the International Search  | Report (PCT/ISA/210).                                  |  |  |  |  |  |
| Ite   | ems 1       | 3 to 23 below concern document  | (s) or information included:                           |  |  |  |  |  |
| 13.   | $\boxtimes$ | An Information Disclosure Statem  | ent under 37 CFR 1.97 and 1.98.                        |  |  |  |  |  |
| 14.   |             | An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.   |  |  |  |  |  |  |
| 15.   |             | A FIRST preliminary amendment.  |  |  |  |  |  |  |
| 16.   |             | A SECOND or SUBSEQUENT preliminary amendment.   |  |  |  |  |  |  |
| 17.   |             | A substitute specification.   |  |  |  |  |  |  |
| 18.   | $\boxtimes$ | A power of attorney and/or change of address letter.  |  |  |  |  |  |  |
| 19.   |             | A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.  |  |  |  |  |  |  |
| 20.   |             | A second copy of the published International Application under 35 U.S.C. 154(d)(4).   |  |  |  |  |  |  |
| 21.   |             | A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4).   |  |  |  |  |  |  |
| 22.   | $\boxtimes$ | Express Mail Label No. EV   | 327296506 US ·   |  |  |  |  |  |
|   |             |   |  |  |  |  |  |  |

## IAP5 Rec'd PCT/PTO 22 DEC 2005

PTO-1390 (Rev. 07-2005)
Approved for use through 3/31/2007. OMB 0651-0021
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| Under the Paperwork Reduction Act of 1995, no persons a | re required to respond to a collection of informatio | n unless it displays a valid OMB control number |
|---|--|---|
| U.S. APPLICATION NO (if known see 37 CFR 1.5)           | INTERNATIONAL APPLICATION NO.                        | ATTORNEY'S DOCKET NUMBER                        |
| U.S. APPLICATION NP-(if known, see 37 CFR 1.5)          | PCT/EP2004/007215                                    | 56568/K163                                      |

## 23. Other items or information:

Written Opinion of International Searching Authority
Written Opinion of the International Preliminary Examining Authority

|  |                    |             | -  |         |            |            |             |         |
|--|--------------------|-------------|--|---------|------------|------------|-------------|---------|
| The following  | g fees have been s | ubmitted    | :  |         |            | C.         | ALCULATIONS | PTO USE |
| 24. 🖾 Basic na   | ational fee        |             |  | • • • • | \$30       | 0 \$       | \$300.00    |         |
| 25. 🗵 Examination fee (37 CFR 1.492(c))  If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article  All other situations. \$20  |                    |             |  |         | ľ          | \$200.00   |             |         |
| 26. Search fee (37 CFR 1.492(b))  If the written opinionof the ISA/US or the International preliminary examination report by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)\$0  Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the as an International Searching Authority\$100  International Search Report prepared by an ISA other than the US and provided to the previously communicated to the US by the IB\$400  All other situations\$500 |                    |             |  |         | 0          | \$400.00   | ·           |         |
|  | _ OF 24, 25 and    |             |  |         |            | \$         | \$900.00    |         |
| Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)).  The fee is \$250 for each additional 50 sheets of paper or fraction thereof.   |                    |             |  |         |            |            |             |         |
| Total Sheets   | Extra Sheets       |             | per of each additional 50 of<br>thereof (round <b>up</b> to a wh |         | RATE       |            |             |         |
| 32 - 100 =   | 0 /50 =            |             | 0  |         | × \$250.00 | \$         | \$0.00      |         |
|  |                    |             | e search fee, examinatior of the national stage (37              |         |            | \$         |             |         |
| CLAIMS   | NUMBER F           | ILED        | NUMBER EXTRA   |         | RATE       |            |             |         |
| Total claims   | 16                 | - 20 =      | 0  | х       | \$50.00    | \$         | \$0.00      |         |
| Independent clair  | ns 1               | - 3=        | 0  | x       | \$200.00   | \$         | \$0.00      |         |
| MULTIPLE DEPE  | NDENT CLAIMS       | (if applica | ble)   | +       | \$360.00   | s          | \$360.00    |         |
|  |                    | TC          | OTAL OF ABOVE CA   | ALC     | ULATIONS   | = \$       | \$1,260.00  |         |
| Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.  |                    |             |  |         | \$         | \$0.00     |             |         |
|  |                    |             |  | 5       | UBTOTAL    | = \$       | \$1,260.00  |         |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).  |                    |             |  |         | \$         | \$0.00     |             |         |
| TOTAL NATIONAL FEE =   |                    |             |  |         | = \$       | \$1,260.00 |             |         |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40 per property +  |                    |             |  |         | \$         | \$0.00     |             |         |
| TOTAL FEES ENCLOSED =  |                    |             |  | = \$    | \$1,260.00 |            |             |         |
|  |                    |             |  |         |            | An         | ount to be  | \$      |
|  |                    |             |  |         |            | An         | ount to be  | \$      |

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| а. 🔀  | A check in the amount of \$ \$1,260.00  | to cover the above fees is enclosed.   |                          |  |  |  |  |
|---|---|--|--------------------------|--|--|--|--|
| b. 🗆  | Please charge my Deposit Account No.  A duplicate copy of this sheet is enclosed.   | in the amount of \$  | to cover the above fees. |  |  |  |  |
| с. 🛚  | The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No03-1728 A duplicate copy of this sheet is enclosed.                             |  |                          |  |  |  |  |
| d. 🗆  | Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. |  |                          |  |  |  |  |
| NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1/37(a) or (b)) must be filed and granted to restore the International Application to pending/status. |   |  |                          |  |  |  |  |
| SEND  | ALL CORRESPONDENCE TO:  | William!   | · Minh                   |  |  |  |  |
| CHRIS<br>P.O. B   | n P. Christie<br>STIE, PARKER & HALE LLP<br>ox 7068<br>ena, California 91109-7068   | SIGNATURE William P. Christie NAME 29,371 REGISTRATION NUM 22 December 2005 DATE |                          |  |  |  |  |

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